

REMARKS

In the Restriction Requirement mailed February 19, 2009, the claims of the above-identified patent application were restricted as follows:

Group I, claims 1-9, drawn to compounds according to the general formula as recited in claim 1 and their compositions.

Group II, claims 10-16, drawn to methods for using the compounds according to claim 1.

Applicants herein elect, without traverse, the claims of Group I (claims 1-9) for further prosecution at this time. Applicants reserve the right to file divisional applications on the unselected claims pursuant to 35 U.S.C. § 120 and § 121.

Species Election

The Examiner also requested Applicants elect a single specific species for each of R1 to R6. Applicants herein elect, without traverse, the following:

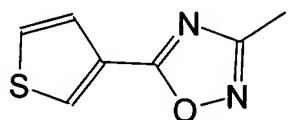
carboxylic acid as R1;

bromine as R2;

bromine as R3;

isopropyl as R4;

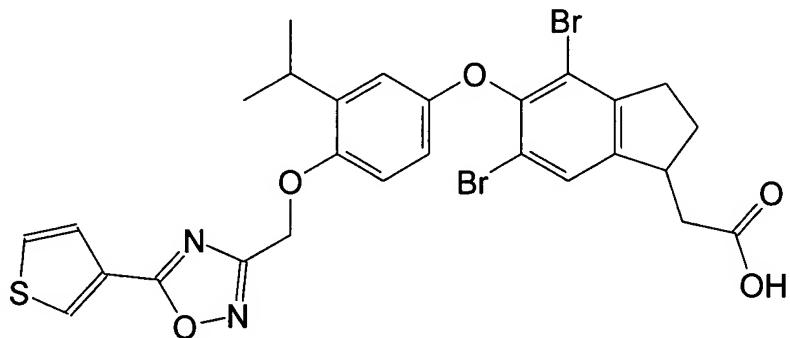
C1-9 heteroaryl having a structure



as R5; and

hydrogen as R6.

Further, Applicants submit that compound, (4,6-dibromo-5-[3-isopropyl-4-(5-thiophen-3-yl-[1,2,4]oxadiazol-3-yl-methoxy)phenoxy]indan-1-yl) acetic acid, which structure is shown below, is a specific example bearing the structures of elected R1-R6.



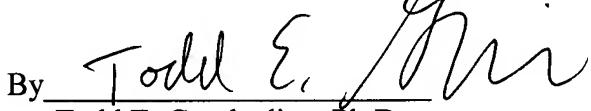
Applicants submit that claims 1-9 read on the elected species.

If the Examiner has any questions concerning this application, the Examiner is encouraged to contact the undersigned attorney.

Please charge any fees due with this response to Deposit Account 23-1665 under  
Customer Number 27267.

Respectfully submitted,

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